

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**Document # 5_____
Anthony J. Fernicola

USCA NO. _____

-v-

SDNY NO. 07cv3760JUDGE: AKHDATE: 7/2/2007Toyota Motor Corporation
_____**INDEX TO THE RECORD ON APPEAL**

PREPARED BY (NAME) Nezam D.
FIRM APPEALS SECTION
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DISTRICT COURT DOCKET ENTRIES _____

DOCUMENTS

DOC#

Clerk's Certificate_____
See Attached List of Numbered Documents_____
Only Circled Documents Included(☒) Original Record(☐) Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A.
for the Second Circuit on the 2nd Day of July, 2007.

**United States District Court for
the Southern District of New York**

Anthony J. Fernicola

-V-

Toyota Motor Corporation

Date: 7/2 / 2007

U.S.C.A. # _____

U.S.D.C. # 07cv3760

D.C. JUDGE AKH

Clerk's Certificate

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified copy of the docket entries and the original filed papers numbered 1 Through 4, inclusive, constitutes the Original record on appeal in the above entitled proceedings except for the following missing documents:

Date Filed

Document Description

****BALANCE OF FILE MISSING AT THIS TIME****

In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York, this 2nd Day of July In this year of our Lord, Two Thousand and Seven, and the Independence of the United States this 231st year.

J. Michael McMahon, Clerk

By _____

Deputy Clerk

APPEAL, CLOSED

**U.S. District Court
 United States District Court for the Southern District of New York (Foley Square)
 CIVIL DOCKET FOR CASE #: 1:07-cv-03760-AKH
 Internal Use Only**

Fernicola v. Toyota Motor Corporation
 Assigned to: Judge Alvin K. Hellerstein
 Cause: 28:1331 Fed. Question: Other

Date Filed: 05/14/2007
 Date Terminated: 05/23/2007
 Jury Demand: None
 Nature of Suit: 890 Other Statutory Actions
 Jurisdiction: Federal Question

Date Filed	#	Docket Text
05/14/2007	1	PETITION TO VACATE ARBITRATION. Document filed by Anthony J. Fernicola.(laq) (Entered: 05/22/2007)
05/14/2007		Magistrate Judge James C. Francis is so designated. (laq) (Entered: 05/22/2007)
05/23/2007	2	ORDER OF DISMISSAL OF CASE FOR LACK OF SUBJECT MATTER JURISDICTION purs to Rule 12(b)(1), FRCP. The Clerk shall mark this case as closed. (Signed by Judge Alvin K. Hellerstein on 5/17/07) (djc) Modified on 6/6/2007 (Clark, Dolores). (Entered: 06/04/2007)
06/19/2007	3	DECLARATION IN SUPPORT OF REQUEST TO PROCEED ON APPEAL IN FORMA PAUPERIS. Document filed by Anthony J. Fernicola.(ae) (Entered: 06/29/2007)
06/19/2007	4	NOTICE OF APPEAL from [2] Order of Dismissal. Document filed by Anthony J. Fernicola. Copies sent to attorney(s) of record: Simmons, Jannace & Stagg, L.L.P. (tp) (Entered: 07/02/2007)
06/19/2007		Appeal Remark as to [4] Notice of Appeal filed by Anthony J. Fernicola. \$455.00 APPEAL FEE DUE. (tp) (Entered: 07/02/2007)
07/02/2007		Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: [4] Notice of Appeal. (tp) (Entered: 07/02/2007)
07/02/2007		Transmission of Notice of Appeal to the District Judge re: [4] Notice of Appeal. (tp) (Entered: 07/02/2007)